

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 29, 2010

- D056395 People v. A. N.**
Appellate Defenders, Inc.'s unopposed "Request to Dismiss the Appeal Based on Mootness and to Reseal the Record" is granted. The clerk of the court is directed to reseal the record on appeal. The parties are directed to reseal their respective copies of the record.
- D055770 In re Eric B., a Juvenile**
The judgment is affirmed.
McDonald, J.; We Concur: Haller, Acting P.J., McIntyre, J.
- D056402 Dolgoff v. Dolgoff et al.**
Upon written request filed by appellant, the appeal is dismissed and the remittitur is ordered to issue immediately.
- D055399 In re Efrain G. et al., Juveniles**
The orders are affirmed.
McIntyre, J.; We Concur: Haller, Acting P.J., McDonald, J.
- D055167 In re Batie on Habeas Corpus**
The petition of rehearing is denied.
- D054703 Hart et al. v. Shotten et al.**
The judgment is affirmed. Defendants are entitled to costs on appeal.
McDonald, J.; We Concur: Benke, Acting P.J., O'Rourke, J.
- D054366 Siller v. Option One Mortgage Corporation**
The petition for rehearing is denied.
- D056872 Jose M. v. Superior Court of San Diego County/S.D. County Health & Human Services Agency**
The attorney for petitioner Jose M. has notified the court that a petition for writ of mandate under California Rules of Court, rules 8.452 and 5.600 will not be filed as there are no viable issues for writ review. The case is dismissed.
- D056788 Melvin C. v. Superior Court of San Diego County/S.D. County Health & Human Services Agency**
No timely petition for writ relief has been filed. The notice of intent is deemed to be abandoned. The case is dismissed.
- D057038 People v. Superior Court of San Diego County/Zetterholm et al.**
The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

March 29, 2010 (Continued)

D056726 J.C. v. Superior Court of San Diego County/S.D. County Health & Human Services Agency

The attorney for petitioner J.C. has notified the court that a petition for writ of mandate under California Rules of Court, rules 8.452 and 5.600 will not be filed as there are no viable issues for writ review. The case is dismissed.

D056088 People v. Luksch

Upon filing an abandonment of appeal, personally signed by the defendant, the appeal is dismissed and the remittitur is ordered to issue immediately. (Cal. Rules of Court, rule 8.316.)

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- D056073 People v. Bray**
The judgment is affirmed.
O'Rourke, J.; We Concur: Huffman, Acting P.J., Haller, J.
- D054446 Padilla v. State Personnel Board/California Highway Patrol**
The judgment is affirmed. Respondents are entitled to costs on appeal.
McConnell, P.J.; We Concur: Huffman, J., Aaron, J.
- D054471 Riverwatch et al. v. County of San Diego Department of Environmental Health et al.**
The orders are affirmed. The respondents are awarded costs on appeal.
Huffman, Acting P.J.; We Concur: Haller, J., Aaron, J.
- D054430 Monti v. City of San Diego et al.**
The judgment is affirmed. Monti is to bear costs on appeal.
Aaron, J.; We Concur: Huffman, Acting P.J., McDonald, J.
- D055388 Pointe San Diego Residential Community, LP et al. v. W.W.I. Properties, LLC et al.**
Upon written stipulation filed by the parties to the appeal, the appeal as to W.W.I. Properties, LLC and Astra Management Corp. only, is dismissed and the remittitur is ordered to issue immediately. (Cal. Rules of Court, rule 8.244(c)(2).)
- D055681 People v. Luera, Jr. et al.**
The judgments are reversed. Nares, J.; We Concur: Benke, Acting P.J., Irion J.
- D056033 In re Alexis T. et al., Juveniles**
The orders are affirmed. Nares, Acting P.J.; We Concur: Haller, J., McDonald, J.
- D056890 In re Swezey on Habeas Corpus**
The petition is denied.
- D056056 In re Anna S., a Juvenile**
The judgment is affirmed. Nares, Acting P.J.; We Concur: McIntyre, J., Irion, J.
- D056886 In re Young on Habeas Corpus**
The petition is denied.
- D056866 Frank's Welding Service, Inc. v. Superior Court of San Diego County/Juarez**
The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

March 30, 2010 (Continued)

- D056254 In re Alina S., a Juvenile**
The appeal is dismissed. Haller, Acting P.J.; We Concur: McDonald, J., Aaron, J.
- D055119 Mira Mar Mobile Community Homeowners Association, Inc. et al. v. Kendall West LLC et al.**
The order is reversed. The parties shall bear their own costs on appeal.
O'Rourke, J.; We Concur: Benke, Acting P.J., Haller, J.
- D056123 In re Ricardo G. et al., Juveniles**
The judgment is affirmed. Benke, Acting P.J.; We Concur: Nares, J., McIntyre, J.
- D053413 Bains, III et al. v. Gardner**
The petition for rehearing is denied.
- D053413 Bains, III et al. v. Gardner**
The request for publication of the opinion is denied.
- D055956 In re Andrew A., a Juvenile**
The juvenile court's order dismissing the section 300 petition is reversed, and the matter is remanded with directions that the juvenile court hold a disposition hearing on the section 300 petition, at which time it may consider whether dismissal of the petition is warranted. Irion, J.; We Concur: McDonald, Acting P.J., Aaron, J.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
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DIVISION ONE
March 31, 2010

Court Holiday

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 1, 2010

D054342 People v. Judge

The opinion filed on March 24, 2010, is modified. No change in judgment.

D055151 People v. Moreno, Jr.

The judgment is modified to reflect that Moreno is sentenced to 95 years to life plus two life terms, and entitled to receive custody credits for a total of 843 days. In all other respects, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment to reflect such modifications and forward a copy of the amended abstract to the Department of Corrections and Rehabilitation.

D056065 In re K.M., a Juvenile

The appeal is dismissed. McDonald, J.; We Concur: Benke, Acting P.J., Aaron, J.

D056793 Gandara v. The Superior Court of San Diego County/The People

The petition is denied.

D056689 In re Vaughn on Habeas Corpus

The petition is denied.

D056885 In re Glessner on Habeas Corpus

The petition is denied.

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DIVISION ONE
April 2, 2010

D056986 In re L.C. et al., Juveniles

This case has been reviewed by Justices Aaron, McIntyre and McDonald. On March 22, 2010, this court asked appellant to explain, within seven days, how he is aggrieved by the March 8, 2010 order, or the appeal would be dismissed. There has been no response. It appears appellant is not aggrieved by the March 8, 2010 order. The appeal is dismissed.

D055115 Ramirez v. Gutierrez-Carreno

The order is affirmed. McDonald, J.; We Concur: Huffman, Acting P.J., Haller, J.

D055366 City of San Diego v. San Diego Investments et al.

The April 20, 2009 order is affirmed. MJB Research is to bear costs on appeal. Aaron, J.; We Concur: Haller, Acting P.J., McDonald, J.

D053563 People v. Mullins

The trial court is directed to modify the probation condition under 12f to read as follows: "Not knowingly associate with any persons who have firearms or weapons in their possession." As modified, the judgment is affirmed. McIntyre, J.; We Concur: Nares, Acting P.J., Haller, J.

D056877 Terraza Maintenance Corporation v. Superior Court of San Diego County/Madrid Partners, L.P. et al.

The petition is denied.